



IAP07Rec'd PCT 04 APR 2008

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Stefania COLARUSSO *et al.*

Art Unit: Unassigned

Serial No.: 10/556,965

Examiner: Unassigned

Filed: June 1, 2004

Case No.: ITT0057P USA

For: PYRIDINE N-OXIDES AS ANTIVIRAL
AGENTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**REPLY TO NOTIFICATION OF MISSING
REQUIREMENTS UNDER 35 U.S.C. §371**

Sir:

In response to the March 5, 2008, Notification of Missing Requirements under 35 U.S.C. §371, a Declaration and Power of Attorney in compliance with 37 C.F.R. §1.497(a) and (b) is submitted herewith. A copy of the Notification is also attached. In addition, a request and authorization to charge the fee of \$130.00, due in connection with this response, as set forth in 37 C.F.R. §1.492(h), accompanies this communication.

Respectfully submitted,

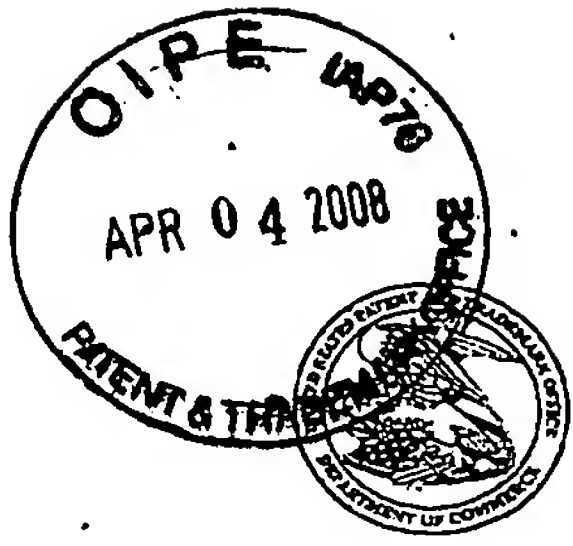
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

By [Signature] Date 4-2-2008
MERCK & CO., INC.

By [Signature]
Julie M. Lake
Registration No. 51,156
Attorney for the Applicants

Merck & Co., Inc.
P.O. Box 2000
Rahway, NJ 07065-0907
(732) 594-7159

Date: April 2, 2008



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/556,965	Stafania Colarusso	ITT0057P
210 MERCK AND CO., INC P O BOX 2000 RAHWAY, NJ 07065-0907		INTERNATIONAL APPLICATION NO. PCT/EP04/05971
		I.A. FILING DATE 06/01/2004
		PRIORITY DATE 06/09/2003

CONFIRMATION NO. 4113
371 FORMALITIES LETTER



Date Mailed: 03/05/2008

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- Priority Document
- Copy of the International Application filed on 11/16/2005
- Preliminary Amendments filed on 11/16/2005
- Information Disclosure Statements filed on 03/02/2008
- Request for Immediate Examination filed on 11/16/2005
- U.S. Basic National Fees filed on 11/16/2005
- Priority Documents filed on 11/16/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)


Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

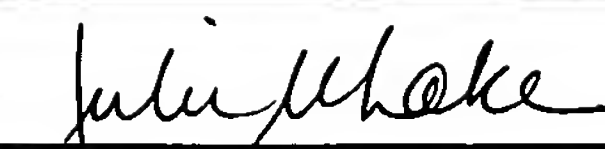
If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

 MISC. FEE TRANSMITTAL <small>Patent fees are subject to annual revision.</small>	Complete if Known	
	Application Number	10/556,965
	Filing Date	June 1, 2004
	First Named Inventor	Stefania COLARUSSO <i>et al.</i>
	Examiner Name	Unassigned
	Group Art Unit	Unassigned
	Attorney Docket Number	ITT0057P
TOTAL AMOUNT OF PAYMENT		\$130

METHOD OF PAYMENT			
<input checked="" type="checkbox"/> Deposit Account			
Deposit Account Number		13-2755	Deposit Account Name
		Merck & Co., Inc.	
The Director is authorized to:			
<input checked="" type="checkbox"/> Charge fee(s) indicated below		<input checked="" type="checkbox"/> Credit any overpayments	
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17			
FEE CALCULATION			
FEES			
Large Entity			
Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	Surcharge - late filing fee or oath	130
1053	130	Non-English Specification	
1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1402	510	Filing a brief in support of an appeal	
1452	510	Petition to revive - unavoidable	
1453	1,540	Petition to revive - unintentional	
1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	Submission of Information Disclosure Statement	
1809	810	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	810	For each additional invention to be examined (37 CFR 1.129(b))	
1840	130	Statutory Terminal Disclaimer under 37 CFR 1.321	
Other fee (specify)			
Other fee (specify)			
TOTAL			\$130

SUBMITTED BY				Complete (if applicable)	
Typed or Printed Name	Julie M. Lake			Reg. Number	51,156
Signature		Date	04/02/2008	Deposit Account User ID	13-2755